

**15573. Adulteration of butter. U. S. v. 13 Cases, etc. (F. D. C. No. 28336. Sample Nos. 63716-K, 63717-K.)**

**LIBEL FILED:** On or about September 27, 1949, Northern District of Georgia.

**ALLEGED SHIPMENT:** On or about September 7, 1949, by the Merchants Creamery Co., from Cincinnati, Ohio.

**PRODUCT:** 13 cases, each containing 12 pounds, and 3 cases, each containing 4 5-pound packages, of butter at Atlanta, Ga.

**LABEL, IN PART:** "Kingan's Reliable Creamery Butter \* \* \* Packed for Kingan & Company" or "Rose Brand \* \* \* Creamery Butter \* \* \* Manufactured by Merchants Creamery Co."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy and decomposed substance by reason of having been made from filthy and moldy cream.

**DISPOSITION:** October 28, 1949. Default decree of condemnation and destruction.

**15574. Adulteration of butter. U. S. v. 149 Boxes \* \* \* (and 1 other seizure action); (29,995 pounds total). (F. D. C. Nos. 26051, 26053. Sample Nos. 15178-K, 15181-K, 41718-K.)**

**LIBELS FILED:** On or about September 13 and 15, 1948, Northern District of Illinois.

**ALLEGED SHIPMENT:** On or about July 3 and 17, 1948, by the Pruitt Produce Co., from Ardmore, Okla.

**PRODUCT:** 471 boxes, each containing 63 or 64 pounds, of butter at Chicago, Ill.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

**DISPOSITION:** October 5 and 8, 1948. The Peter Fox Sons Co., Chicago, Ill., having appeared as claimant, judgments of condemnation were entered and the court ordered that the portion of the butter containing less than 80 percent of milk fat be released under bond for reworking, under the supervision of the Food and Drug Administration.

**15575. Adulteration and misbranding of butter. U. S. v. 18 Boxes (1,206 pounds) \* \* \* (F. D. C. No. 27651. Sample No. 11951-K.)**

**LIBEL FILED:** June 21, 1949, Southern District of New York.

**ALLEGED SHIPMENT:** On or about June 9, 1949, by the Knoxville Cooperative Creamery, from Knoxville, Iowa.

**PRODUCT:** 18 67-pound boxes of butter at New York, N. Y.

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (2), a product containing less than 80 percent by weight of milk fat had been substituted for butter.

Misbranding, Section 403 (a), the article was labeled "Butter," which was false and misleading since it contained less than 80 percent of milk fat.

**DISPOSITION:** July 12, 1949. The Knoxville Cooperative Creamery, claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for reworking, under the supervision of the Federal Security Agency.

**15576. Adulteration and misbranding of butter. U. S. v. 116 Cartons (7,424 pounds) \* \* \* (F. D. C. No. 28087. Sample No. 56661-K.)**

**LIBEL FILED:** September 1, 1949, Southern District of New York.